

**DECLARATION AND POWER OF ATTORNEY
FOR PLANT PATENT APPLICATIONS**

Docket No. : 33947/VGG/R262

Attorney : Vincent G. Gioia

As a below named inventor, I hereby declare that:

My residence address and citizenship are as stated next to my name. I believe I am the original, first and sole inventor (if only one name is listed below), or a joint inventor (if plural names are listed below) of the new and distinct plant variety which is claimed and for which a patent is sought on the invention entitled GRANDIFLORA ROSE PLANT NAMED 'MACSUPBOW', the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified application, including the specification, and claims.

I state that I have invented, or discovered in a cultivated area, and/or asexually reproduced the new and distinct plant variety.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

____ I claim foreign priority benefits under 35 U.S.C. § 119 of the foreign application(s) for patent, breeder's rights or inventor's certificate listed below.

____ I have also identified below any foreign application for patent, breeder's rights or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)Priority Claimed

Number	Country	Day/Month/Year	Yes	No
Number	Country	Day/Month/Year	Yes	No
Number	Country	Day/Month/Year	Yes	No

I appoint the following attorneys and agents of the law firm Christie, Parker & Hale, LLP to prosecute this application and to transact all business in the Patent Office connected therewith:

R. W. Johnston	(17,968)	Vincent G. Gioia	(19,959)	Hazim H. Ansari	(40,896)
D. Bruce Prout	(20,958)	Edward R. Schwartz	(31,135)	Samir B. Armaly	(40,898)
Hayden A. Carney	(22,653)	John D. Carpenter	(34,133)	Robert D. Rowlett	(41,279)
Richard J. Ward, Jr.	(24,187)	David A. Plumley	(37,208)	Kathleen M. Olster	(P-42,052)
Russell R. Palmer, Jr.	(22,994)	Wesley W. Monroe	(39,778)	Daniel M. Cavanagh	(41,661)
LeRoy T. Rahn	(20,356)	Grant T. Langton	(39,739)	Molly A. Holman	(40,022)
Richard D. Seibel	(22,134)	Constantine Marantidis	(39,759)	Lucinda G. Auciello	(P-42,270)
Walter G. Maxwell	(25,355)	John W. Eldredge	(37,613)	Norman E. Carte	30,455
William P. Christie	(29,371)	Gregory S. Lampert	(35,581)	Joel A. Kauth	(P-41,886)
David A. Dillard	(30,831)	Craig A. Gelfound	(41,032)		
Thomas J. Daly	(32,213)	Syed A. Hasan	(41,057)		

The authority under this Power of Attorney of each person named above shall automatically terminate and be revoked upon such person ceasing to be a member or associate of or of counsel to that law firm.

SEND CORRESPONDENCE TO:

**Christie, Parker & Hale, LLP
P.O. Box 7068
Pasadena, CA 91109-7068**

DIRECT TELEPHONE CALLS TO:

**Vincent G. Gioia
626/795-9900; 213/681-1800**

I, as the below named inventor, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with

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the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the applications or any patent issued thereon.

Full Name of Sole or First Inventor: Sam McGredy

Residence Address: 1A-75 Owens Road, Epsom., Auckland 3, New Zealand

Citizenship: New Zealand

Inventor's Signature: 

Date: 02/07/99

Full Name of Second Inventor: _____

Residence Address: _____

Citizenship: _____

Inventor's Signature: _____

Date: _____

Full Name of Third Inventor: _____

Residence Address: _____

Citizenship: _____

Inventor's Signature: _____

Date: _____

Full Name of Fourth Inventor: _____

Residence Address: _____

Citizenship: _____

Inventor's Signature: _____

Date: _____

Full Name of Fifth Inventor: _____

Residence Address: _____

Citizenship: _____

Inventor's Signature: _____

Date: _____

Full Name of Sixth Inventor: _____

Residence Address: _____

Citizenship: _____

Inventor's Signature: _____

Date: _____

Docket No. : 33947/VGG/R262

CHRISTIE, PARKER & HALE, LLP

Applicant or Patentee : Sam McGredy

Post Office Box 7068

Application or Patent No. : to be assigned

Pasadena, CA 91109-7068

Filed or Issued : Herewith

(626) 795-9900

Entitled : GRANDIFLORA ROSE PLANT NAMED 'MACSUPBOW'

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37) CFR 1.9(f) & 1.27(c) - SMALL BUSINESS CONCERN**

I hereby declare that I am

_____ the owner of the small business concern identified below:

X an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN : Edmunds' Roses

ADDRESS OF SMALL BUSINESS CONCERN: 6235 SW Kale Road, Wilsonville, Oregon 97070

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for the purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled **GRANDIFLORA ROSE PLANT NAMED 'MACSUPBOW'** by inventor(s) **Sam McGredy** described in

X the specification filed herewith

_____ Application No. ___ filed ___

_____ Patent No. ___ issued ___

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME :

ADDRESS :

___ INDIVIDUAL

___ SMALL BUSINESS CONCERN

___ NONPROFIT ORGANIZATION

NAME :

ADDRESS :

___ INDIVIDUAL

___ SMALL BUSINESS CONCERN

___ NONPROFIT ORGANIZATION

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING : PHILIP D.K. EDMUNDS
TITLE OF PERSON IF OTHER THAN OWNER : PRESIDENT
ADDRESS OF PERSON SIGNING : 6235 S.W. KAHLE RD. WILSONVILLE, OR 97070

SIGNATURE Philip D.K. Edmunds DATE 2/7/99

[illegible]